



U.S. Department
of Transportation
**Federal Aviation
Administration**

Memorandum

Subject: **ACTION:** AIR-200 Policy Memorandum 99-02, Change to
FAA Orders 8130.2C and 8130.21B for Issuance of Export
Airworthiness Documents

Date: MAR 23 1999

From: Acting Manager, Production and Airworthiness
Certification Division, AIR-200

Reply to
Attn. of:

To: All Aircraft Certification Directorates
All Manufacturing Inspection Offices and District/Satellite
Offices
All Flight Standards Regional and District Offices

This policy memorandum is issued to incorporate changes to Federal Aviation Administration (FAA) Order 8130.2C, Airworthiness Certification of Aircraft and Related Products, and Order 8130.21B, Procedures for Completion and Use of FAA Form 8130-3, Airworthiness Approval Tag.

The FAA requires Civil Aviation Authorities to certify that products or parts exported to the United States meet the U.S.-approved type design. During recent bilateral agreement negotiations, several Civil Aviation Authorities requested that the FAA provide a statement that products or parts being exported from the United States conform to the importing country's corresponding design approval. The FAA has agreed that we have an obligation to adhere to reciprocal agreements made between the United States and other countries, as well as Title 14 Code of Federal Regulations. Therefore, if the country of import has notified the FAA that such a requirement exists, a statement of conformance to the country's type design shall be stipulated on the FAA Form 8130-4, Export Certificate of Airworthiness, and Form 8130-3, Airworthiness Approval Tag. Method of notification can be through Advisory Circular (AC) 21-2, Export Airworthiness Approval Procedures, bilateral agreements, a letter from the country of import, verbally, or any other method agreeable to both the FAA and the importing country. Guidance for incorporation of the statements will be by the following methods:

Export of Class I Products: Order 8130.2C, paragraph 198d, has been changed to read:

If there are no exceptions, then type the word "None" after the word "Exception:". If additional information is to be provided, it is permissible to type in the words

"Additional Information:" under the exceptions block. If the importing country has notified the FAA that they wish to have a conforming statement, the following statement will be included for new Class I products: "This product (i.e., aircraft, aircraft engine, or propeller) conforms to {insert importing country} approved Type Certificate Number XXX."

NOTE: The conforming statement does not apply to used Class I products.

Export of Class II and III Products: Order 8130.21B, paragraph 10m(7) has been changed to read:

When used as an export approval, for Class II and III products, the word "EXPORT" must be entered in capital letters. If there has been a supplemental export Form 8130-3 issued and the products are being shipped to their final destination, the words "SUPPLEMENTAL EXPORT" must be entered in capital letters. Exceptions to the special requirements of the importing country, if any, should be obtained by the exporter and listed together with written acceptance by the importing country's CAA. A copy of the original accepting document should be attached to Form 8130-3 and the product being shipped with the original retained by the exporter. If the importing country has notified the FAA that they wish to have a conforming statement, the following statement will be included: "This part/component/article conforms to {insert importing country} design approval {insert design type and/or number (e.g. JTSO, TC, parts design approval, etc.)}."

NOTE: The conforming statement does not apply to used parts, components, or articles.

All Manufacturing Inspection District/Satellite Offices and Flight Standards District Offices shall notify designees and delegations performing export airworthiness approvals of these changes. They should also notify production approval holders, repair stations, air carriers, etc. within their geographic area who may request export airworthiness approvals of the above changes.

It is the responsibility of the exporter (e.g., production approval holder, repair station, air carrier) to obtain sufficient data to verify that the product/part being exported conforms to the importing country's applicable design approval. Sufficient data, as it applies to this issue, is considered to be data which verifies the configuration similarities or differences between the U.S.-approved type design and the importing country's corresponding design approval. If no such corresponding design approval exists, a statement to that effect shall be made in the special requirements section.

These changes will be incorporated into the next revision of Order 8130.2 and Order 8130.21. This memorandum has been coordinated with the Flight Standards Service. If there are any questions, please contact a member of the Production and Airworthiness Certification Division, AIR-200, at 202-267-8361.

/s/

Terry A. Allen